GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – BC Welfare Department – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 read with Rule 9 of A.P. Revised Pension Rules, 1980 against Sri K.Ranga Rao, Superintendent (now retired), O/o District BC Welfare Office, Vizianagaram - Article of Charge – Orders – Issued.

BACKWARD CLASSES WELFARE (D) DEPARTMENT

G.O.RT.No. 92 **Dated: 11-08-2021.**
Read the following:

G.O.Ms.No.9, BC Welfare (D) Dept., dated.11.08.2021.

-:0:-

ORDER:

In pursuance of the sanction accorded by the Government in the reference read above, under Sub-Clause (i) of clause (b) of Sub-Rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 for initiating departmental proceedings against Sri K.Ranga Rao, Superintendent (now retired), O/o District BC Welfare Office, Vizianagaram, it is considered necessary to hold an inquiry against the said Sri K.Ranga Rao, Superintendent (now retired), O/o District BC Welfare Office, Vizianagaram in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services(Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri K.Ranga Rao, Superintendent (now retired), O/o District BC Welfare Office, Vizianagaram, is directed to submit his written statement of defence within ten (10) days of the receipt of this order.

4. Sri K.Ranga Rao, Superintendent (now retired), O/o District BC Welfare Office, Vizianagaram, is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri K.Ranga Rao, Superintendent (now retired), O/o District BC Welfare Office, Vizianagaram, is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri K.Ranga Rao, Superintendent (now retired), O/o District BC Welfare Office, Vizianagaram, is informed that Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 stipulates that under no circumstances Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that the said Sri K.Ranga Rao, Superintendent (now retired), O/o District BC Welfare Office, Vizianagaram is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri K.Ranga Rao, Superintendent(now retired), O/o District BC Welfare Office, Vizianagaram "through" the Director of BC Welfare, A.P., Vijayawada.

Copy to:
The Director of BC Welfare, A.P., Vijayawada. (with a request to serve and return the acknowledged copy and Written Statement of Defense)
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.92, BCW(D) Dept., Dt:11.08.2021]

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE AGAINST SRI K.RANGARAO SUPERINTENDENT(RETIRED) O/o DISTRICT B.C. WELFARE OFFICER, VIZIANAGARAM (PREVIOUSLY WORKED AS SENIOR ASSISTANT, O/o DBCWO, SRIKAKULAM):-

While working as Senior Assistant in the O/o DBCWO, Srikakulam, Sri K.Ranga Rao has committed the following grave misconduct in as much as;-

CHARGE-I :-

That Sri Kovagana Rangarao, who dealt the subject of supplying clothing material, had issued excess clothing materials worth Rs.3,36,700.80/- relating to the Government Girls Hostel, Amadalavalasa to the stitching agencies during the academic year 2010-2011 and thereby caused loss of Rs.3,36,700.80/- and not handed over the uniform clothing distribution file to the year 2010-2011 to his successor or to the officer concerned.

CHARGE-II:

That Sri K.Rangarao who dealt the subject of outsourcing agency at the time of his tenure, Smt. R.V. Nagarani, the then DBCWO, Srikakulam appointed outsourcing staff during the academic year 2011-2012 but no order of the District Collector for fixing the outsourcing agency and also the orders regarding appointing the outsourcing staff are not available in the office.

Thus, Sri K. Ranga Rao by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened rule 3(1), (2) of APCS (Conduct) Rules, 1964

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.92, BCW(D) Dept., Dt:11.08.2021]

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI K. RANGARAO SUPERINTENDENT (RETIRED), O/o DISTRICT B.C. WELFARE OFFICER, VIZIANAGARAM (PREVIOUSLY WORKED AS SENIOR ASSISTANT, O/o DBCWO, SRIKAKULAM)

CHARGE-I :-

That the retired employee Sri K.Rangarao who dealt the subject of issuing clothing, had issued excess clothing materials worth Rs.3,36,700.80/- relating to the Government Girls Hostel, Amadalavalasa to the stitching agencies during the academic year 2010-2011 and thereby caused loss of Rs.3,36,700.80/- and not handed over the uniform clothing distribution file to the year 2010-2011 to his successor or to the officer concerned.

FACTS & EVIDENCE:

The Government furnished copies of petitions received by the Government through Vigilance Commissioner, Hyderabad, AP Lokayukta, Hyderabad, Vigilance & Enforcement Department, Deputy Inspector General of Police, CBI, Visakhapatnam etc., on the allegations of corruption and misappropriation of Govt. funds against Smt. R.V. Nagarani, District B.C. Welfare Officer, Srikakulam (now working as Executive Director, B.C. Corporation, Vizianagaram Dist) through Memo No. 4435/Vig.A2/2011-17 dated 07.02.2014 of Backward Classes Welfare (VIG-A2) Department, requested the Bureau to conduct an enquiry on the petitions and other materials by Smt. R.V. Nagarani to the Director General, ACB, AP, Hyderabad and submit a report, so as to submit a report to the A.P. Lokayukta in r/o complaint No. 3517/2012/B2. Accordingly a Regular Enquiry was taken up by the Bureau on the allegations leveled in the petitions.

During the course of enquiry, the District B.C. Welfare Officer, Srikakulam furnished relevant information, files and records in the month of September, 2015. At the request of the Enquiry Officer, the then District B.C. Welfare Officer, Srikakulam deployed his office Superintendent Sri G.A. Suryanarayana Murthy and Sri M. Raghavendra Rao, FAC Asst. B.C.Welfare Officer, Srikakulam-I to scrutinize the documents and to assist the enquiry officer in the enquiry.

During the enquiry, the following officers were examined.

On examination, Sri B. Ravichandra stated that he is presently working as DBCWO, Srikakulam. He stated about the procedure in supply of uniform cloth to the B.C. Welfare hostels. He also stated that during the academic year 2010-11, the then District B.C. Welfare Officer, Srikakulam issued 2324 meters of blouse cloth, 2888 meters of Langa cloth and 1628 meters of Voni cloth twice to the Govt. Girls Hostel, Amadalavalasa at page No. 17 to Smt. T. Satyavathi and Smt. P. Chandravathi. He has also stated that Sri P.Y. Sadananda Rao was the District B.C. Welfare Officer during the academic year 2010-11, who retired from service on 30.04.2011 and Sri K. Ranga Rao, Sr. Asst., dealt the subject during the academic year 2010-11.

On examination, Sri G.A.S.N. Murthy stated that he is working as Superintendent in the O/o DBCWO, Srikakulam. On examination, he stated that he was deputed to the O/o DSP, ACB, Srikakulam for assisting the ACB DSP, who is enquiring about the irregularities committed by Smt R.V.Nagarani, previous DBCWO, Srikakulam in verification of the records and corroborated the facts revealed by the present DBCWO. He has also stated that the accounts and records of the O/o DBCWO were not inspected either by the AG audit or departmental officers.

(Cont'd)

During the enquiry, the following Documentary Evidence was collected.

1. **Stock and issue register for the year 2010-11 for supply of uniform cloth of the office of DBCWO, Srikakulam**:

2.

On verification of the uniform clothing material stock and issue register for the year 2010-11 of the office of the District B.C. Welfare Officer, Srikakulam, it is found that they have shown issued 2324 meters of blouse cloth, 2888 meters of Langa cloth and 1628 meters of Voni cloth twice to the Govt. Girls Hostel, Amadalavalasa vide Sl. Nos. 9 & 14 in page No. 17. Sri P.Y. Sadananda Rao was the District B.C. Welfare Officer during the academic year 2010-11, who retired from service on 30.04.2011. Sri K. Ranga Rao, Sr. Asst., dealt the subject during the academic year 2010-11.

The cost of the excess cloth supplied is as follows:

S.No.	Variety of cloth	Excess cloth issued to Govt. Girls Hostel, Amadalavalasa	Rate per meter	Total cost
1.	Blouse	2324	39.90	92727.60
2.	Langa	2888	56.80	164038.40
3.	Voni	1628	49.10	79934.80
	TOTAL:::			**336700.80**

3. **Letter Rc.No.D2/166/2014, dated 13.10.2015 of the District B.C. Welfare Officer, Srikakulam.**

It shows that the uniform clothing distribution file for the academic year 2010-11 was not available in the O/o DBCWO, Srikakulam.

4. **Lr. Rc. No. D2/166/2014/BCW, dated 18.08.2015 of the DBCWO, Srikakulam.**

It shows that Sri K. Ranga Rao, Sr. Asst., dealt the subject of supply of uniform clothing materials.

5. **Lr. Rc. No. D2/166/2014/BCW, dated 24.02.2016 of the DBCWO, Srikakulam.**

The District B.C. Welfare Officer, Srikakulam informed that Sri P.Y. Sadananda Rao, who worked as District B.C. Welfare Officer, Srikakulam from 12.01.2009 to 12.02.2009 on Full Additional Charge and from 06.07.2010 to 30.04.2011 as regular DBCWO and he was retired from service on 30.04.2011.

It is proved that Sri P.Y. Sadananda Rao, the then District B.C. Welfare Officer and Sri K. Ranga Rao, Sr. Asst., have issued excess clothing materials worth Rs.3,36,700.80/- relating to the Govt. Girls Hostel, Amadalavalasa to the stitching agencies during the academic year 2010-11 causing loss of Rs.3,36,700.80/- and not handed over the uniform clothing distribution file for the year 2010-11 to his successor or to the officer.

(Cont'd)

CHARGE-II:

That Sri K.Rangarao(retireed employee) who dealt the subject of outsourcing agency at the time of his tenure, and Smt. R.V. Nagarani, the then DBCWO, Srikakulam appointed outsourcing staff during the academic year 2011-2012 but no order of the District Collector for fixing the outsourcing agency and also the order regarding appointing the outsourcing staff are not available in the office.

FACTS & EVIDENCE:

During the enquiry, the following officers were examined.

On examination, Sri B. Ravichandra stated that he is presently working as District B.C. Welfare Officer, Srikakulam. On examination, he stated that the Government had sanctioned 10 college Boys hostels to Srikakulam District vide G.O. Ms. No.16, BCW (B2) Dept., dated 02.07.2010. In G.O. Ms. No. 322, Fin (SMPC-1) Dept., dated 18.10.2010, the government have sanctioned (3) class IV posts to each college boys hostel i.e., cook, kamati, watch man and permitted to outsource the services of the posts through the agency by following the guidelines issued in G.O. Rt. No. 4459, Finance (SMPC) Dept., dated 27.12.2006 and G.O. Rt. NO.4271, Fin (SMPC) Dept., dated 01.11.2008. In G.O.Rt.No.4459 dated 27.12.2006 of Finance (SMPC) Department, the Government issued instructions for outsourcing the services in the Government departments. According to the G.O, a district level committee headed by the District Collector as chairman and the District Employment Officer as Member Convener will look into the process of outsourcing services at District level. The posts were filled through M/s Aditya Placement Services, Srikakulam in February, 2012 on outsourcing basis. If any outsourcing agency is required to be fixed for supply of man power, the orders of the District Collector are required. But no orders are available in the file, how the Aditya Placement Services, Srikakulam was fixed for supplying man power for 10 college boys hostels. He has also stated that Smt. R.V. Nagarani was the District B.C. Welfare Officer and Sri K. Ranga Rao, Sr. Asst., dealt the subject.

The HWOs are recruited by the Dist. Level appointment Committee i.e., Dist. Collector/Chairman of the Committee.

The District B.C. Welfare Officer, Srikakulam furnished the original file Rc. No. D2/190/2008 relating the outsourcing staff.

On examination, Sri G.A. Suryanarayana Murthy stated that he is presently working as Office Superintendent, O/o DBCWO, Srikakulam and he stated the same facts as narrated by Sri B. Ravichandra, DBCWO, Srikakulam. On examination, Sri M. Raghavendra Rao stated that he is working as FAC ABCWO, Srikakulam-I. On examination, he stated that he was deputed to the O/o DSP, ACB, Srikakulam for assisting the ACB DSP, who is enquiring about the irregularities committed by Smt. R.V. Nagarani, previous DBCWO, Srikakulam in verification of the records and corroborated the facts revealed by the present DBCWO. On examination Smt. Chigilipalli Triveni, W/o D. Venkata Ravi Kumar, Hostel Welfare Officer, B.C. Welfare college hostel for Boys, Srikakulam, Srikakulam District., stated that she is working as Hostel Welfare Officer, Govt. B.C. College Boys Hostel, Srikakulam, Srikakulam District and said hostel was started in the year 2012 along with (9) other college boys hostels. The HWOs for the 10 college boys hostels in Srikakulam District were appointed on 31.12.2011 by the District B.C. Welfare Officer, Srikakulam as selected by the District Selection Committee. Since then, she is working in the hostel. In the month of February, 2012, one cook, one watchman and one kamati were appointed on outsourcing basis through M/s Aditya Placement services, Srikakulam. In the month of February, only 8 students joined in the hostel. From the academic year 2012-13, the hostel is being run full pledged.

On examination, Sri Dunga Sudhakara Rao, S/o Ramamohana Rao, who is Proprietor of Aditya Placement services (outsourcing agency), Srikakulam, has stated that he is running M/s Aditya Placement services, an outsourcing agency since 2007. He further stated that in the month of August & September, 2011, as per the instructions of District B.C. Welfare Officer, Srikakulam, he supplied 10 cooks, 10 kamatis and 10 attenders for 10 B.C. Welfare hostels.

On examination of Sri Golivi Jagadeeswara Rao, S/o Yerrayya, 38 years, Night watch man, Govt. B.C. Boys Hostel, Srikakulam., Sri Vuyilada Papaarao, S/o Narasimhulu, 54 years, outsourcing kamati, Govt.B.C. Boys Hostel, Srikakulam, Sri Ruppa Narayana Murthy, S/o Gannayya, 48 years, outsourcing cook, Govt.B.C. Boys Hostel, Srikakulam., they stated that in the month of September, 2011, they were appointed on outsourcing basis to Govt. B.C. welfare College hostel, Srikakulam through Aditya Outsourcing agency and since they are working.

During the enquiry the following Documentary Evidence was collected.

Original file Rc. No.D2/190/2008 relating to the outsourcing staff O/o DBCWO, Srikakulam.

The Government had sanctioned 10 college Boys hostels to Srikakulam District vide G.O. Ms. No.16, BCW (B2) Dept., dated 02.07.2010. In G.O. Ms. No. 322, Fin (SMPC-1) Dept., dated 18.10.2010 the government have sanctioned 3 class IV posts to each college boys hostel i.e., cook, kamati, watch man and permitted to outsource the services of the posts through the agency by following the guidelines issued in G.O.Rt. No. 4459, Finance (SMPC) Dept., dated 27.12.2006 and G.O. Rt. NO. 4271, Fin (SMPC) Dept., dated 01.11.2008. In G.O. Rt. No. 4459 dated 27.12.2006 of Finance (SMPC) Department, the Government issued instructions for outsourcing the services in the Government departments. According to the G.O, a district level committee headed by the District Collector as chairman and the District Employment Officer as Member Convener will look into the process of outsourcing services at District level. The posts were filled through M/s Aditya Placement Services, Srikakulam in February, 2012 on outsourcing basis. If any outsourcing agency is required to be fixed for supply of man power, the orders of the District Collector are required. But no orders are available in the file, how the Aditya Placement Services, Srikakulam was fixed for supplying man power for 10 college boys hostels.

Basing on the oral and documentary evidence, it is established that though outsourcing staff were appointed during the academic year 2011-12, no orders of the District Collector, for fixing the outsourcing agency and the orders appointing the outsourcing staff are not available in the files. The retired employee dealt the subject while working as Senior Assistant in the O/o DBCWO, Srikakulam and assisted the then DBCWO, Srikakulam.

Thus Sri Kovagana Ranga Rao, by his above mentioned acts, has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Govt. Servant and thereby contravened Rules 3(1), (2) of APCS (Conduct) Rules, 1964 r/w Rule 9 of AP Revised Pension Rules, 1980.

Hence, the charge.

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.92, BCW(D) Dept., Dt:11.08.2021]

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI K.RANGARAO SUPERINTENDENT(RETIRED) O/O DISTRICT B.C. WELFARE OFFICER, VIZIANAGARAM (PREVIOUSLY WORKED AS SENIOR ASSISTANT, O/O DBCWO, SRIKAKULAM) ARE PROPOSED TO BE SUSTAINED.

Director General, ACB Final report Rc No.5/RE-VSK/2014-S.12, dated:29.06.2016

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.92, BCW(D) Dept., Dt:11.08.2021]

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI K.RANGARAO, SUPERINTENDENT(RETIRED) O/o DISTRICT B.C. WELFARE OFFICER, VIZIANAGARAM (PREVIOUSLY WORKED AS SENIOR ASSISTANT, O/o DBCWO, SRIKAKULAM) ARE PROPOSED TO BE SUSTAINED

1) Sri B.Ravichandra, District BC Welfare Officer, Srikakulam
2) Sri G.A.S.N.Murthy, Superintendent, O/o DBCWO, Srikakulam
3) Sri M.Raghavendrarao, FAC, ABCWO, Srikakulam-I
4) Smt. Chigilipalli Triveni w/o D.Venkata Ravi Kumar, HWO, BC Welfare College Hostel for Boys, Srikakulam, Srikakulam district, r/o Prasanthi Nagar, Srikakulam District
5) Sri Dunga Sudhakararao s/o Rama Mohanarao, D.No. 2-624, Opposite Veterinary Hospital, Arasavilli, Srikakulam, Proprietor of Aditya Placement Services (Out sourcing agency), Srikakulam
6) Sri Golivi Jagadeeswararao s/o Yerrayya, Night Watchman, Government BC Boys Hostel, Srikakulam
7) Sri Vuyilada Paparao s/o Narasimhulu, Outsourcing Kamati, Government BC Boys Hostel, Srikakulam
8) Sri K. Rangaraju, Deputy Supdt. of Police, ACB, Srikakulam Range
9) Any other witnesses connected to this case

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER